

### **DETAILED ACTION**

THIS OFFICE ACTION IS IN RESPONSE TO APPLICANT'S AMENDMENT FILED 5/26/2010.

#### ***Status of Claims***

- Claims 1-10 and 27-30 are canceled.
- Claims 11 and 19 were amended.
- Claims 11-26 are pending.

#### ***Claim Objections***

[1] Applicant has addressed all objections to the Claims in the amendment filed 5/26/2010. Accordingly, all objections to the disclosure have been withdrawn by the Examiner.

#### ***Allowable Subject Matter***

[2] Claims 11-26 are allowed.

#### ***Reasons for Allowance***

[3] The following is an examiner's statement of reasons for allowance. This application has been reviewed by the examiner and meets all formal and substantive (i.e., statutory) requirements and the language of the claims is enabled by, and finds adequate descriptive supported in the application disclosure as originally filed.

The primary reason for the allowance of the claims is the presence of limitations in the independent claims, which are not found in the prior art references. The examiner believes that the record of the prosecution as a whole makes clear his reasons for allowing a claim or claims. However, the examiner would like to point out one or more specific reasons and/or limitations that the prior art fails to disclose and/or make obvious. Hence, with regard to independent claims 11 and 19, the examiner is interpreting the claim as requiring the combination of both the apparatus for preventing removal as well as the two construction element engaging components

with a gap therebetween; the prior art (including Brushaber and Bardwell) failing to disclose this combination in addition to the locking means extending, in a second position, from said body portion in a direction toward said bolt with said gap, with said locking means being located beyond said first side of said nut, and not between said first side and said second of side of said nut.

In addition, while the art of Caudell et al., submitted by applicant is relevant, it does not have a valid date and is therefore, not considered prior art.

Any comments considered necessary by Applicant must be submitted no later than the payment of the issue fee, and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### *Conclusion*

[4] Any inquiry concerning this communication or earlier communications from the examiner should be directed to David C. Reese whose telephone number is (571) 272-7082. The examiner can normally be reached on 7:30 am-6:00 pm Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Victor Batson can be reached at (571) 272-6987. The fax number for the organization where this application or proceeding is assigned is the following: (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/DAVID REESE/  
Examiner, Art Unit 3677